IN THE HIGH COURT OF JUDICATURE AT BOMBAY
A.S.

Writ Petition No.2090 of 2005

Abhay D Pathak and anr .Petitioners
vs
Chandrakant D Pawar...respondent

Mr Tejas Deshpande for petitioner

CORAM: A.P.SHAH J.
Dated 17.6.2005

P.C:

. The petitioner has mentioned three grounds in his restoration application. First ground is that due to sickness of his mother he could not attend to the matter. This reason is obviously false because his mother died prior to the commencement of the proceedings. In fact the petitioner had appeared during the proceedings and filed his written statement and thereafter he failed to appear before the court. Second ground is of ill health of his father. In support of this a medical certificate is produced which shows that his father was ill from 2002. There is no evidence that the father was ailing during the relevant time. Third ground is that the petitioner was busy in litigation pending before the Supreme Court.This cannot be a ground for not remaining present before the labour court. Thus no case is made out for interference with the order of the labour court.

Petition is dismissed.